## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

## **FILED**

September 13, 2021

CLERK, US DSITRICT COURT EASTERN DISTRICT OF CALIFORNIA

| UNITED STATES OF AMERICA,  | No. 2:21-MJ-00143-DB   |
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| Plaintiff,   |  |
| v.<br>FRANK MANUEL ABILA,  | <b>DETENTION ORDER</b> (Violation of Pretrial Release, Probation or Supervised Release)          |
| Defendant.   |  |
| After a hearing pursuant to 18 U.S.C. § 3148 (violation of pretrial release order), the court finds:  there is probable cause to believe the person has committed a federal, state or local crime while on release and defendant has not rebutted the presumption that his/her release will endanger another or the community or there is clear and convincing evidence that the defendant has violated another condition of release and based on the factors set forth in 18 U.S.C. § 3142(g) there is no condition or combination of conditions of release that will assure that the defendant will not flee or pose a danger to the safety of another person or the community or the person is unlikely to abide by any condition or combination of conditions of release. F.R.Cr.P. 32.1(a)(D), 46(c), 18 U.S.C. § 3148.  After a hearing pursuant to F.R.Cr.P. 32.1(a)(6) and 46(c) and 18 U.S.C. § 3143 (violation of probation or supervised release) the court finds there is probable cause to believe defendant has violated a condition |  |
| of probation or supervised release and the defendant hand  | as not met his/her burden of establishing by clear   |
| convincing evidence that he/she will not flee or pose 18 U.S.C. § 3143.  | a danger to another person or to the community.  |
| IT IS ORDERED that pursuant to 18 U.S.C. § 3142(i)(2 Attorney General for confinement in a corrections facility sawaiting or serving sentences or being held in custody pereasonable opportunity for private consultation with his/he/////   | separate, to the extent practicable, from persons ending appeal. The defendant shall be afforded |

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Upon further order of a court of the United States or request of an attorney for the United States the person in charge of the corrections facility in which the defendant is confined shall deliver the defendant to a United States Marshal for purpose of an appearance in connection with a court proceeding.

Dated: September 14, 2021

DEBORAH BARNES

UNITED STATES MAGISTRATE JUDGE